

Rev. Rul. 78-77, 1978-1 C.B. 378

'Advice has been requested whether the transaction described below is an act of self-dealing under section 4941(d)(1)(A) of the Internal Revenue Code of 1954.

'A private foundation purchased property from a testamentary trust. A banking institution is the trustee of both the private foundation and the trust.

'Held, the purchase is not an act of self-dealing under section 4941(d)(1)(A) of the Code merely because the banking institution is the trustee of both the private foundation and the testamentary trust because the trust is not a disqualified person within the meaning of section 4946(a) of the Code with respect to the foundation.